

IFW

## PATENT

I hereby certify, that, on the date shown below, this correspondence is being:  
 deposited with the United States Postal Service in an envelope addressed to:  
 Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450,  
 under 37CFR § 1.8(a), with sufficient postage as first class mail, or  
 under 37CFR § 1.10, as "Express Mail Post Office to Addressee" Mailing Label No.  
 transmitted by facsimile to the Patent and Trademark Office, Fax Number \_\_\_\_\_

Atty. Docket No.  
ALZ5116USANP

CN 27777

Date: Aug 26, 2004 By: Lois E. Miller  
Lois E. Miller

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Ramkumar SUBRAMANIAN et al.

Serial No.: 10/777,415

Group Art Unit: to be assigned

Filed: February 11, 2004

Examiner: to be assigned

For: METHODS AND DOSAGE FORMS WITH  
MODIFIED LAYER GEOMETRY

**SECOND INFORMATION DISCLOSURE  
STATEMENT**

Honorable Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**INFORMATION DISCLOSURE STATEMENT**

Dear Sir:

Pursuant to 37 C.F.R. §1.56 and in accordance with 37 C.F.R. §§1.97-1.98, information relating to the above-identified application is hereby disclosed. Inclusion of information in this statement is not to be construed as an admission that this information is material as that term is defined in 37 C.F.R. §1.56(b).

Applicant(s) reserve(s) the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered.

This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present patent application does not exist.

In accordance with §1.97(b), since this Information Disclosure Statement is being filed either within three months of the filing date of the above-identified national application (other than a continued prosecution application under §1.53(d)), within three months of the date of entry into the national stage of the above identified application as set forth in §1.491, or before the mailing date of a first Office Action on the merits of the above-identified application, or before the mailing date of a first Office Action after the filing of a request for continued examination under §1.114, no additional fee is required.

In accordance with §1.129(a), this Information Disclosure Statement is being filed in connection with

the first or  second After Final Submission, therefore:

Statement in Accordance with §1.97(e) (attached); or

Please charge Deposit Account No. 10-0750 / the fee of \$180.00 as set forth in §1.17(p).

In accordance with §1.97(c), this Information Disclosure Statement is being filed after the period set forth in §1.97(b) above but before the mailing date of either a Final Action under §1.113 or a Notice of Allowance under §1.311, or an action that otherwise closes prosecution and that it is accompanied by one of:

Statement in Accordance with §1.97(e) (attached); or

Please charge Deposit Account No. 10-0750 / the fee of \$180.00 as set forth in §1.17(p).

In accordance with §1.97(d), this Information Disclosure Statement is being filed after the mailing date of either a Final Action under §1.113 or a Notice of Allowance under §1.311 but before the payment of the Issue Fee. Applicant(s) hereby petition(s) for consideration of this Information Disclosure Statement. Included are: Statement in Accordance with §1.97(e) as set forth below and the fee of \$180.00 as set forth in §1.17(p).

Copies of each of the references listed on the attached Form PTO-1449 are enclosed herewith.

Copies of references listed on the attached Form PTO-1449 are enclosed herewith EXCEPT THAT:

In view of the voluminous nature of references [list as appropriate], and the likelihood that these references are available to the Examiner, copies are not enclosed herewith.

If any of the foregoing publications are not available to the Examiner, Applicant will endeavor to supply copies at the Examiner's request.

Copies of only foreign patent documents and non-patent literature are enclosed in accordance with 37 CFR 1.98 (a)(2). (The U.S. patents and each U.S. patent application publication listed on the attached Form PTO-1449 are not enclosed because this U.S. patent application was filed after June 30, 2003 or this international application has entered the national stage under 35 USC §371 after June 30, 2003 (see USPTO waiver of requirement under 37 CFR 1.98 (a)(2)(i)).

There are no listed references which are not in the English language.

The relevance of those listed references which are not in the English language is as follows:

Attached are copies of search report(s) from corresponding patent application(s), which are listed on the attached Submission Under MPEP 609 D.

Attached are the following non-published pending patent applications which may be deemed relevant, which are listed on the attached Submission Under MPEP 609 D.

Please charge any deficiency or credit any overpayment to Deposit Account No. 10-0750.

Respectfully submitted,



---

Attorney for Applicants

ALZA CORPORATION  
c/o Johnson & Johnson  
One Johnson & Johnson Plaza, WH3221  
New Brunswick, NJ 08933  
Customer No.: 27777

David Abraham, Reg. No.: 39,554  
Tel. No.: 650-564-2498  
Fax. No. 650-564-2195



PTO-SB-08A (08-00)

Approved for use through 10-31-2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Substitute for form 1449A-PTO

## **INFORMATION DISCLOSURE STATEMENT BY APPLICANT**

(use as many sheets as necessary)

Sheet 1 of 3

Application Number	10/777,415
Filing Date	February 11, 2004
First Named Inventor	Ramkumar SUBRAMANIAN
Group Art Unit	To be assigned
Examiner Name	To be assigned
Attorney Docket Number	ALZ5116USANP

## U.S. PATENT DOCUMENTS

Examiner Signature		Date Considered	
-----------------------	--	--------------------	--

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

**1 Unique citation designation number. 2 Applicant is to place a check mark here if English language Translation is attached.**

**Burden Hour Statement:** This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U. S. Patent and Trademark Office, Washington, DC 20231.

DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



SUBMISSION UNDER MPEP 609 D

Page 1 of 1

SUBMISSION UNDER MPEP 609 D	
Page 1 of 1	Application Number
	10/777,415
	Filing Date
	February 11, 2004
	First Named Inventor
	Ramkumar SUBRAMANIAN
	Group Art Unit
	To be assigned
	Examiner Name
	To be assigned
	Attorney Docket Number
	ALZ5116USANP

## U.S. PATENT DOCUMENTS

## FOREIGN PATENT DOCUMENTS

**OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS**

Examiner Signature		Date Considered	
--------------------	--	-----------------	--